

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

ANTONIO PAYERO and ADAM  
MALDONADO, individually and on behalf of  
all others similarly situated,

Plaintiffs,

v.

MATTRESS FIRM, INC. and GLOBAL HOME  
IMPORTS, INC.,

Defendants.

Case No. 7:21-cv-03061-VLB

Hon. Vincent L. Briccetti

**NOTICE OF MOTION FOR ATTORNEYS' FEES,  
COSTS, EXPENSES, AND INCENTIVE AWARDS**

**TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:**

**PLEASE TAKE NOTICE** that on July 19, 2023, at 10:30 a.m. before the Honorable Vincent L. Briccetti, United States District Judge for the Southern District of New York, 300 Quarropas St., White Plains, NY 10601, Plaintiffs Antonio Payero and Adam Maldonado, by and through Class Counsel, will move and hereby does move for an order: (i) finally approving the Class Action Settlement, and (ii) certifying the Settlement Class.

**PLEASE TAKE FURTHER NOTICE** that, in support of the motion, Plaintiffs will rely upon: (i) the accompanying memorandum of law in support; (ii) the Declaration of Max S. Roberts with annexed exhibits (including the Parties' Class Action Settlement Agreement); and (iii) the Declaration of Teresa Sutor of RG/2 Claims Administration, LLC, and the exhibits attached thereto.

A Proposed Final Judgment and Order of Dismissal with Prejudice is submitted herewith.

Dated: June 12, 2023

Respectfully submitted,

**BURSOR & FISHER, P.A.**

By: /s/ Max S. Roberts  
Max S. Roberts

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*Class Counsel*